



*N. Seota*

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application Of: )  
Nicholas C. NICOLAIDES et al. ) BOX: MISSING PARTS  
Serial No.: 09/780,675 )  
Filed: February 12, 2001 ) Docket No. 01107.00098  
For: METHODS FOR GENERATING HYPERMUTABLE MICROBES )

**RESPONSE TO FILE NOTICE TO MISSING PARTS OF NONPROVISIONAL  
APPLICATION UNDER 37 C.F.R. § 1.53(b)**

Assistant Commissioner of Patents  
Washington, D.C. 20231  
Attn: Box Missing Parts


Dear Sir:

In response to the Notice to File Missing Parts of Application, dated April 11, 2001, enclosed is the executed Declaration of the referenced application and the fee, which is calculated as follows:

Basic Filing Fee	\$355.00
Total Claims = 69	
In Excess of 20 = 49 x 9.00	441.00
Independent Claims = 6	
In Excess of 3 = 3 x 40.00	120.00
Surcharge for submitting the filing fee and Declaration subsequent to the filing date	65.00
<b>Total Fees</b>	<b>\$981.00</b>

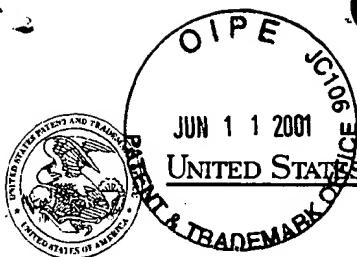
The Commissioner is authorized to charge Deposit Account No. 19-0733 in the amount of \$981.00 in connection with the fees associated with the filing of these papers. However, if any additional fees are required, please charge Deposit Account No. 19-0733.

Respectfully submitted,

By:   
Sarah A. Kagan  
Registration No. 32,141

BANNER & WITCOFF, LTD.  
Eleventh Floor  
1001 G Street, N.W.  
Washington, D.C. 20001  
(202) 508-9100

Dated: June 11, 2001



UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/780,675	02/12/2001	Nicholas C. Nicolaides	01107.00098

CONFIRMATION NO. 8276

 22907  
 BANNER & WITCOFF  
 1001 G STREET N W  
 SUITE 1100  
 WASHINGTON, DC 20001

## FORMALITIES LETTER



\*OC000000005957980\*

Date Mailed: 04/11/2001

 07/30/2001 YGIZAW 00000004 190733 09780675  
 01 FC:203 9.00 CH

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

06/12/2001 TGEDAMU1 00000148 190733 09780675 FILED UNDER 37 CFR 1.53(b)

 01 FC:201 355.00 CH  
 02 FC:202 120.00 CH  
 03 FC:203 441.00 CH  
 04 FC:205 65.00 CH

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$1140.
  - \$900 for 50 total claims over 20.
  - \$240 for 3 independent claims over 3 .
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1980.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
  - drawings contain excessive text. Suitable descriptive legends may be used, or

may be required by the Examiner where necessary for understanding of the drawing but should contain as few words as possible ( see 37 CFR 1.84(o));

- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- **For Rules Interpretation, call (703) 308-4216**
- **To Purchase PatentIn Software, call (703) 306-2600**
- **For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)**

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*A copy of this notice **MUST** be returned with the reply.*

*Hulmonage Zewdie*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application Of:	)	
Nicholas NICOLAIDES et al.	)	Group Art Unit: TBA
Serial No.: 09/780,675	)	Examiner: TBA
Filed: February 12, 2001	)	Attorney Docket No.: 01107.00098

For: METHODS FOR GENERATING HYPERMUTABLE MICROBES

SUBMISSION OF FORMAL DRAWINGS

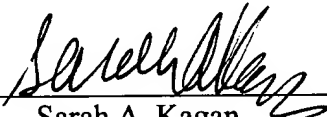
Assistant Commissioner of Patents  
Washington, D.C. 20231

Dear Sir:

Attached hereto for filing in the United States Patent and Trademark Office are six (6) sheets of formal drawings (Figs. 1-4, 5A-5B, 6) for the above-identified patent application.

Please charge any fee in connection with the filing of these drawings to our Deposit Account No. 19-0733 and forward the recorded document to the undersigned. A duplicate of this sheet is enclosed.

Respectfully submitted,

By:   
Sarah A. Kagan  
Registration No. 32,141

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1001 G. Street, N.W.  
Washington, D.C. 20001  
(202) 508-9100

Date: 

